IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.17851 of 2006

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Dated: August 28, 2006

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Between:

G. Kesava Reddy, S/o. Late Sri G. Rami Reddy,
Aged about 65 years, Ex-Naib Subedar (JC-93840K),
R/o. H. No.157 LIGH, Bharatnagar Colony,
Sanathnagar I.E. (Post), Hyderabad – 18.

… Petitioner

And

Union of India, rep. by its Secretary of Defense,
Ministry of Defense (Pen-A), New Delhi-110 011,
And others.

… Respondents

Order:

Petitioner, who worked as Naib Subedar in the Indian Army, has filed this Writ Petition seeking Mandamus to direct the first respondent to consider his representation dated 22-02-2006.

2. For the order I propose to pass, merits of the case need not be

gone into. In the representation dated 22-02-2006, a copy of which is filed in the material papers, it is stated that the petitioner has enrolled in the Indian Army on 22-07-1961 and retired as Naib Subedar on 01-08-1985, after putting in a service of 24 years. The grievance of the petitioner is that he was deprived of promotion to the post of Subedar, while the cases of the persons who are juniors to him have been considered. It is mainly urged that had he been promoted to the post of Subedar, there would have been substantial difference in the pension he would be drawing and the pension he is now in fact drawing after retiring as Naib-Subedar.

3. Though learned counsel for the petitioner submits that the petitioner has been making representations to the respondents in that regard, the fact remains that he retired from service in the year 1985, i.e. about 21 years ago.

4. Now, after 21 years have passed since the petitioner's retirement from service, no direction can be given to the respondents to consider his representation. The writ petition is liable to be dismissed for inordinate delay and laches on the part of the petitioner in instituting it.

5. The writ petition is accordingly dismissed. There shall be no order as to costs.

JUSTICE R. SUBHASH REDDY.

August 28, 2006
MRR